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11 Attorneys for Defendants
12 PFIZER INC., PHARMACIA
13 CORPORATION, and MONSANTO
14 COMPANY (the Monsanto Company
15 now known as Pharmacia Corporation)

16 IN RE: BEXTRA AND CELEBREX
17 MARKETING, SALES PRACTICES
18 AND PRODUCTS LIABILITY
19 LITIGATION

20 } Case No. C-06-0120 CRB
21 } MDL No. 1699
22 } JUDGE BREYER

23 This Document relates to:

24 SHARON LEHR,
25 Individually and on Behalf of the Estate
26 of Dorothy Schwartz Case No. 06-0120

27 } **STIPULATION AND ORDER OF**
28 } **DISMISSAL ONLY AS TO CASE**
29 } **NUMBER 06-0120 CRB,**
30 } **ORIGINALLY FILED IN THE**
31 } **NORTHERN DISTRICT OF**
32 } **CALIFORNIA**

33 IT IS HEREBY STIPULATED AND AGREED by and between counsel for
34 Plaintiff and counsel for Defendants that the Complaint of Plaintiff SHARON
35 LEHR, individually and on behalf of the Estate of Dorothy Schwartz, originally
36 filed in the Northern District of California, Case Number 06-0120, and later
37 transferred to the MDL No. 1699, *In Re: Bextra and Celebrex, Marketing, Sales*
38 *Practices and Product Liability Litigation*, may be and is hereby dismissed without

1 prejudice. The parties hereby stipulate that should Plaintiff ever re-file Plaintiff's
2 claim, Plaintiff will only re-file in Federal Court. The parties shall each bear their
3 own costs.

4 DATED: September 21, 2006

TUCKER ELLIS & WEST LLP

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17 DATED: September 20, 2006

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Attorneys for Plaintiff
Sharon Lehr

1 PURSUANT TO STIPULATION, IT IS SO ORDERED

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3 Dated: September 22, 2006

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